

## **MINUTES**

### **UTAH BOARD OF NURSING**

**September 11, 2008**

**Room 474 – 4<sup>th</sup> Floor – 10:00 a.m.  
Heber Wells Building  
Salt Lake City, UT 84111**

**CONVENED:** 10:22 a.m.

**ADJOURNED:** 1:40 p.m.

**Division Director:**

F. David Stanley

**Secretary:**

Shirlene Kimball

**Compliance Specialist:**

Connie Call

**Division Staff:**

Wayne Holman

**Conducting:**

K. Joel Allred, Chair

**Board Members Present:**

Peggy Brown

Diane Forster-Burke

Mary Williams

Pam Rice

Debra Schilleman

Marie Partridge

John Killpack

Barbara Jeffries

Susan Kirby

Joel Allred

Laurie Simonson

#### **TOPICS FOR DISCUSSION**

#### **DECISIONS AND RECOMMENDATIONS**

##### **ADMINISTRATIVE BUSINESS:**

August 14, 2008 Minutes:

Tabled

##### **NEW BUSINESS:**

Connie Call, Compliance report:

Ms. Call reported the following individuals are out of compliance with the terms and conditions of their Orders: Dorothy Evans, Anjanette Alleman, Andrew Decker, Dyan Farnsworth, Donna Cook, Karen Carter, Kaylyn Thompson, Lillian Howell, Robert Adams, Stephen Stewart, Steven Larsen, Rhandi Robertson, Karen Baker, Tyler Miller, Linda Krava, Michelle Peterson, Erin Crockett, Carolyn Watterson, Kurt Despain, Julia Gillingham and Karen Chlarson.

Group 1  
Marie Partridge, Conducting  
Shirlene Kimball, Secretary

Rhandi Robertson,  
Annual Interview:

Wendy Medford,  
Annual Interview:

Donna Cook,  
Annual Interview:

Stacy Roberts,  
Board request:

Members present: Mr. Killpack, Ms. Partridge, Ms. Forster-Burke, Dr. Williams and Mr. Allred.

Ms. Robertson did not appear for her interview. **Ms. Robertson is out of compliance with the terms and conditions of her Order.** Committee members will recommend Ms. Robertson be referred for an Order to Show Cause Hearing.

Dr. Williams conducted the interview. Ms. Medford indicated her Arizona probation has been terminated. Her Stipulation and Order allows for her to request termination of probation after one year if she successfully completed the Arizona probation and was in compliance with the Utah Stipulation and Order. Ms. Medford is in compliance and has requested termination of probation. Committee members indicated they would recommend termination of probation to the Total Board. **Ms. Medford is in compliance with the terms and conditions of her Order.**

Ms. Partridge conducted the interview. Ms. Cook indicated she was in an accident in March and has been on short term disability since that time. She indicated she just recently went back to work part time. Ms. Cook stated she was unable to drive and could not attend therapy; did not have the money to pay for the urine screen scheduled August 29, 2008; and was on medications that made her sick and did not remember to call CVI everyday. Ms. Cook stated she is trying to comply with the Order and will start attending therapy. Ms. Cook needs to submit copies of prescriptions that appear on the controlled substance data base for June 26, 2008; July 10, 2008; July 23, 2008 and July 25, 2008. **Ms. Cook is out of compliance with the terms and conditions of her Order. She needs to submit copies of her prescriptions and her therapist report and to call CVI everyday.**

Ms. Roberts did not appear for her scheduled interview. **Ms. Roberts is out of compliance with the terms and conditions of her Order and will be scheduled to meet with the Board next month.**

Rocky Fritts,  
Annual Interview:

Ms. Forster-Burke conducted the interview. Mr. Fritts submitted documentation of completion of the Nursing Ethics course. However, he has not completed the Professional Boundaries course. He stated he was not aware he needed this course and indicated he will complete the course within the next two months. Mr. Fritts continues to work at Coral Desert Rehab and stated he likes his job. He will meet with the Board in one year if he remains in compliance with the terms and conditions of his Order. **Mr. Fritts is in compliance with the terms and conditions of his Order.**

Group 2  
Barbara Jeffries conducting.  
Connie Call minute taker:

Board members present: Ms. Jeffries, Ms. Kirby, Ms. Simonson, Ms. Schilleman, Ms. Rice and Ms. Brown.

Blaine Campbell,  
Annual Interview:

Ms. Rice conducted the interview. Mr. Campbell is working at St. Joseph Villa and Life Care in Bountiful. **A review of the file indicates the Division was notified of his employment at Life Care and he is in compliance with the terms and conditions of his Order.** Mr. Campbell has again requested termination of probation.

Dorothy Evans,  
Annual Interview:

Ms. Schilleman conducted the telephone interview. Ms. Evans is currently living in Indiana and employed at St. Vincent's Hospital. Ms. Evans has not submitted her self-assessment or employment reports. She has not completed the 20 hours of continuing education and she was informed she must complete the CE and have document of completion submitted to the Board by September 18, 2008. Ms. Evans stated she had faxed her information into the Division and she was requested to provide documentation that she had faxed in this information. **Ms. Evans is out of compliance with the terms and conditions of her Order and needs to submit the employer report, self assessment report, and continuing education by September 18, 2008.**

Steven Booth,  
New Order:

Mr. Booth did not appear for his scheduled interview and will be invited to meet with the Board next month. **Mr. Booth is out of compliance with the terms and conditions of his Order.**

Robert Adams,

Ms. Simonson conducted the interview. Mr. Adams

Annual Interview:

works as the director of nursing at Midtown Manor. He indicated he has submitted his aftercare reports but they are not in his file. He will re-fax the reports. **Mr. Adams will be in compliance as soon as the Division receives the aftercare report.**

Christine Bulloch,  
Annual Interview:

Ms. Rice conducted the telephone interview. Ms. Bulloch is not working in nursing and stated she understands the term of probation will not begin until she is working as a nurse. **Ms. Bullock is in compliance with the terms and conditions of her Order.**

Reconvened to Full Board at 12:20 p.m.

Dustin Jasmer,  
Request for termination of probation:

Mr. Jasmer was placed on probation April 12, 2007 for five years. He met with the Board to request early termination of probation. Mr. Jasmer stated he is going back to Weber for his BSN degree and would like to enter a CRNA program. He is requesting termination of probation so he can be accepted into the program. He stated his sobriety date is April 20, 2004 and he has had access to controlled substances for about one year. Mr. Killpack expressed concern that Mr. Jasmer was placed on probation for a substance abuse problem and questioned why he has decided to go into an area of practice where 33% of the anesthesia providers have substance abuse problems. Ms. Jeffries also questioned why he would want to become a CRNA when they have a high rate of substance abuse. She stated it is concerning that he would be entering a program where there is greater access to controlled substances. Mr. Jasmer stated alcohol was his drug of choice and he feels he can stay clean. He stated he is working his steps and feels he is a different person now. Ms. Forster-Burke questioned why is he in such a hurry? Mr. Jasmer stated he feels he is behind in life, trying to get to where he should have been and where he would have been if he had not used alcohol and drugs. Board members indicated they are impressed with his recovery to date, but have concerns regarding terminating probation this early and then having him enter a high risk area. Mr. Allred stated research has found that a person monitored for five years is more likely to remain clean and sober. Board members indicated they would like to see Mr. Jasmer monitored for a longer period of time with

access to controlled substances to see how he does. Ms. Jeffries made a Motion to deny the request at this time because it is too early in the probation and the Board would like to monitor him under supervision and with access to controlled substances for a longer period of time. Mr. Killpack seconded the Motion. Ms. Rice abstained. All other Board members in favor. Board members stated they are impressed with Mr. Jasmer and supports his desire, but feel he needs to step back a little and follow through with the probation.

Report from Education Committee:

Ms. Forster-Burke reported the Committee met with representatives of Western Governors University and have a concern that it is a preceptorship model. Western Governors University will be invited back to meet with the Board at a later date to further discuss this issue.

Report from Probation Peer Committee:

Rhandi Robertson: Ms. Robertson did not appear for her scheduled interview. She will be invited to meet with the Board next month and if she does not appear, she will be referred for an Order to Show Cause Hearing.

Wendy Medford: Ms. Medford is in compliance with the terms and conditions of her Order and Board members recommend termination of probation. Ms. Jeffries abstained. All other Board members in favor.

Stacy Roberts: Ms. Roberts did not appear for her scheduled interview. She will be invited to meet with the Board next month and if she does not appear, she will be referred for an Order to Show Cause Hearing.

Blaine Campbell: Mr. Campbell requested early termination of probation. Board members recommend his request be denied based on the short length of time he has been on probation. All Board members in favor.

Steven Booth: Mr. Booth did not appear for his scheduled interview and will be invited to meet with the Board next month.

Michelle Jensen,  
Requesting Re-licensure:

Ms. Jensen met with the Board to request re-licensure. She voluntarily surrendered her license October 31,

2007 because she was not able to comply with the terms and conditions of her August 8, 2005 Stipulation and Order. Ms. Jensen had been placed on probation for practicing as an RN while licensed as an LPN. She indicated she completed the RN education, but never sat for the licensure exam and was never licensed as an RN. She stated there were no criminal charges and no charges of Medicare fraud. She last practiced nursing July 19, 2005. Ms. Jensen completed the Nursing Ethics course August 2008. Mr. Killpack stated there will be times when ethical situations come up and questioned what has changed and how does the Board know she will make different choices? Ms. Jensen indicated the ethical course helped and if placed in that type of situation again, she feels she is ready to make the right choice. She also indicated she will make an effort to comply with the Order. Mr. Killpack made a Motion to re-license Ms. Jensen on a 3 year probation with the same conditions as the listed in the 2005-201 Order. Ms. Kirby seconded the Motion. Opposed: Ms. Schilleman, Ms. Rice, Ms. Brown and Ms. Forster-Burke. In favor: Mr. Allred, Ms. Simonson, Dr. Williams, Ms. Jeffries, Ms. Kirby, Ms. Partridge and Mr. Killpack. Motion passed.

Nomination of chair elect:

Ms. Schilleman was nominated as chair elect. All Board members in favor.

Peter Uluave,  
Request for termination of probation:

Mr. Uluave is in compliance with the terms and conditions of his Order. Ms. Partridge made a Motion to approve Mr. Uluave's request for termination of probation. Mr. Killpack seconded the Motion. All Board members in favor.

Camille Porter,  
Request for termination of probation:

Ms. Porter is current on all reports and is in compliance with the terms and conditions of her Order. Mr. Killpack made a Motion to terminate Ms. Porter's probation. Ms. Simonson seconded the Motion. Ms. Partridge abstained. All other Board members in favor.

Michelle McArdle,  
Recommendation for termination of probation:

Ms. McArdle is in compliance with the terms and conditions of her Order. Ms. Rice made the Motion to terminate Ms. McArdle's probation. Ms. Partridge seconded the Motion. All Board members in favor.

Theresa Brewer,  
Request to terminate therapy:

Ms. Brewer's therapist indicated therapy was no longer needed. Ms. Rice made a Motion to terminate the therapy requirement. Ms. Brown seconded the Motion. All Board members in favor.

Discuss possible endorsement of the  
Consensus Model for APRN Regulation:

Tabled until next month.

NCSBN Uniform Core Licensure  
Requirements Conference, November 5-6,  
2008:

Tabled until next month.

Invitation to attend UNA Convention,  
September 25-26, 2008:

Reviewed.

Reminder regarding the CRNA Medicare Opt-  
out meeting:

Board members were reminded of the Opt-out meeting to be held September 24, 2008 at 8:00 a.m., Room 403 in the Heber M. Wells Building, 160 East 300 South, Salt Lake City.

*Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.*

October 9, 2008  
Date Approved

(ss) K. Joel Allred  
K. Joel Allred, Chair, Board of Nursing

October 9, 2008  
Date Approved

(ss) Laura Poe  
Laura Poe, Bureau Manager, Division of Occupational &  
Professional Licensing